

## Qiang (Barry) GAO Shenzhen Office

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Language: Chinese English

Expertise: Criminal Law Automobile & Manufacturing

Tel: 86 755 8339 9553

Email: [gaoqiang@hylandslaw.com](mailto:gaoqiang@hylandslaw.com)

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### 基本信息

#### Education Background

1995.9-1999.7 | China University of Political Science and Law Economic Law Bachelor

2003.9-2005.7 | University of International Business and Economics Administration (customs management direction) Bachelor

2005.9-2008.12 | Wuhan University Economic Law Master

#### Working Experience

2019.11-now | HYLANDS LAW FIRM | Members of the management committee, Senior Partner, Deputy Secretary of the Party Branch

2016.12-2019.10 | SD&PARTNERS | Lawyer

2014.12-2016.06 | Ernst & Young (China) Advisory Limited Manager

1999.07-2014.12 | Shenzhen customs district P.R.China Served as: Section member, Deputy chief staff member, Deputy section chief, Section chief

#### Professional Qualifications

Chinese lawyer qualification

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### Professional Background

Lawyer Barry Gao is active in the fields of import and export tax disputes, corporate compliance management, criminal defense and other fields. His practice is exquisite and widely praised. He has acted as an agent for a number of important smuggling crimes listed and supervised by the General Administration of Customs.P.R.China, and has outstanding performance. During the period when a German-funded enterprise was suspected of smuggling ordinary goods, after its active efforts, the procuratorate made a decision not to prosecute the enterprise and the person in charge, which brought the enterprise that was on the verge of bankruptcy reborn.As the first batch of cases implemented by Shenzhen procuratorial organs to protect the private economy, this case was widely reported by platforms such as Sohu News and Guangdong Procuratorate Sunshine.com, and was rated as an annual typical case of economic crime defense by Guangdong Lawyers Association.

In terms of corporate internal control, Lawyer Barry Gao has assisted a number of multinational companies and domestic listed companies to conduct special compliance inspections, framed risks through self-inspection, and ensured the stable operation of enterprises.In the process of handling the case, lawyer Barry Gao also paid attention to the compliance governance of the companies involved and the industry. During the period when it represented a company suspected of smuggling waste, in the face of the long-standing irregular operation in the ship port service industry, it actively guided the client to carry out compliance rectification. The case was included in the compliance plan by the procuratorate and planned to be promoted in the national port service industry. While effectively safeguarding the client's rights and interests, it also safeguards social and national interests.

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## Social Activities

Standing Committee of the Seventh Shenzhen Municipal People's Congress | legal assistant | 2021.8-2026.5

Guangdong Lawyers Association | Guangdong Province Foreign Business Lawyers Pioneer Talent Pool Received Lawyers | 2022.1 to date (no expiration date specified)

Shenzhen Lawyers Association | Shenzhen Foreign Business Lawyers New Talent Pool Received Lawyers | 2022.3 to date (no expiration date specified)

China University of Political Science and Law Shenzhen Alumni Association | Secretary General | 2019.12-2023.12

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## Honors and Awards

Typical Cases of Lawyers of Guangdong Lawyers Association in 2019 | Guangdong Lawyers Association | 2020

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## Representative Cases

### Customs

Provided criminal defense for the legal representative of a German-funded enterprise in the motor field suspected of smuggling ordinary goods. The procuratorate adopted the defense opinion and made a decision not to prosecute the case. Selected as an annual typical case of economic crime defense by Guangdong Lawyers Association;

Provided criminal defense for Zeng, a staff member of a customs declaration enterprise suspected of smuggling ordinary goods and articles, and the procuratorate adopted the defense opinion and made a decision not to prosecute Zeng;

Provided criminal defense for Zhou, the head of an enterprise suspected of smuggling waste (the case was the first container smuggling case in China under the special case of the "Blue Sky Action" of the General Administration of Customs.P.R.China, and the procuratorate charged with smuggling more than 1,400 tons of waste), and the court adopted a light defense Opinion, change the sentence to the crime of smuggling ordinary goods, and sentence a lighter sentence;

Provided criminal defense for Lin, the head of a cross-border e-commerce enterprise suspected of smuggling ordinary goods (tax evasion amounted to more than 2.3 million yuan), the court adopted the defense opinion and pronounced a suspended sentence on Lin;

Provided criminal defense for Ye, the head of the LCD screen enterprise suspected of smuggling ordinary goods, and the court adopted the defense opinion and pronounced a suspended sentence on Ye;

Provided criminal defense for Jin, the head of a server chassis company suspected of smuggling waste, and the court adopted the defense opinion and pronounced a suspended sentence on Jin;

Provided criminal defense for Ren, a chip solicitor suspected of smuggling ordinary goods (tax evasion amounted to 124 million yuan), the court adopted the defense of light crime and mitigated the punishment for Ren;

Provided a listed company in the lithium-ion battery field with consulting services on customs legal affairs related to daily business activities, and the service effect was highly recognized by the company;

Provided a German-funded enterprise in the laser field with special legal services for customs compliance inspection, application for exclusion of additional special tariffs, and the service effect was highly recognized by the enterprise;

Provided special legal services for customs general trade inspection for a wholly-owned subsidiary of a listed company in the pharmaceutical field, and the service effect was highly recognized by the company.

### Criminal

Provided criminal defense for an employee of a company to be listed who was suspected of violating trade secrets. Because we submitted key evidence and facilitated both parties to reach a settlement, the case was concluded with the private prosecutor withdrawing the private prosecution;

Provided criminal defense for Zhang, an employee of a false invoicing gang, who was suspected of falsely issuing VAT special invoices (the false tax amount was more than 6.36 million yuan), the procuratorate adopted the opinion of not guilty defense and made a decision not to prosecute Zhang ;

Provided a criminal defense for Zhong, a staff member of a state organ suspected of dereliction of duty, and the court adopted the defense opinion and pronounced a suspended sentence on Zhong ;

Provided criminal defense for Tian suspected of illegally buying and selling ammunition,the court adopted the defense opinion and pronounced a suspended sentence on Tian.

### Automotive & Manufacturing

Customs legal affairs consulting project for a leading Korean-funded electronic component industry enterprise  
Customs Advanced Certification Enterprise Certification Guidance for a Japanese-funded laser printer and fax machine manufacturer  
Special consultation on customs legal affairs for a Japanese-funded financial terminal equipment manufacturer

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